

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85359

Akira SUZUKI

Appln. No.: 10/520,821

Group Art Unit: 1733

Confirmation No.: 2860

Examiner: Unknown

Filed: January 7, 2005

For: TIRE, RETREADED TIRE, AND RUBBER COMPOSITION FOR REPAIRING  
VULCANIZED RUBBER PRODUCT

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. EP 1 000 968 A1 published May 17, 2000, to Bayer Aktiengesellschaft. This application corresponds to USP 6,359,045.
2. EP 1 057 860 A1 published May 24, 2000, to Bayer AG. This application corresponds to US Publication No. 2002-058760.
3. EP 0 601 303 A1 published October 8, 1993, to Hüls Aktiengesellschaft. This application corresponds to USP 5,442,099.
4. GB 1,004,272 published September 15, 1965, to Morton Salt Company.
5. US 2,145,808 issued January 31, 1939, to Sibley et al.

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6. GB 412,635 published July 5, 1934, to Farbenindustrie AG.
7. GB 545,838 published June 16, 1942, to Du Pont De Nemours and Company.
8. U.S. Patent No. 3,931,090 issued January 6, 1976, to Amatangelo.

One copy of each of the listed documents is submitted herewith, except for the U.S. patents.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a European Search Report dated August 12, 2005, which cites such documents and indicates the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

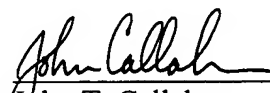
Respectfully submitted,

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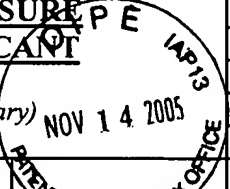
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**23373**

CUSTOMER NUMBER

  
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John T. Callahan  
Registration No. 32,607

Date: November 14, 2005

Substitute for Form 1449 A & B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>			<i>Complete if Known</i>	
			Application Number	10/520,821
			Confirmation Number	2860
			Filing Date	January 7, 2005
			First Named Inventor	Akira SUZUKI
			Art Unit	1733
			Examiner Name	Unknown
			Attorney Docket Number	Q85359
Sheet	1	of		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US 2,145,808	A	01-31-1939	Sibley et al.
		US 3,931,090	A	01-06-1976	Amatangelo
		US 6,359,045	B1	03-19-2002	Jeske et al.
		US 2002-058760	A1	05-16-2002	Jeske et al.
		US 5,442,099	A	08-15-1995	Wolpers et al.
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		EP	1 000 968	A1	05-17-2000	Bayer Aktiengesellschaft	No
		EP	1 057 860	A1	12-06-2000	Bayer AG	No
		EP	0 601 303	A1	06-15-1994	Hüls Aktiengesellschaft	No
		GB	1,004,272	A	09-15-1965	Morton Salt Company	
		GB	412,635	A	07-05-1934	Farbenindustrie AG	
		GB	545,838	A	06-16-1942	Du Pont De Nemours and Co.	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.